

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO**

**A.J. OLIVAS, individually and on behalf of
those similarly situated,**

Plaintiff,

v.

**C & S OILFIELD SERVICES, LLC,
DEWEY COFFMAN, and BRETT
COFFMAN, individually,**

Defendants.

Civil Action No. 2:17-cv-00022-JB-CG

JOINT STIPULATION TO DISMISS

A.J. Olivas, individually and on behalf of those similarly situated (“Plaintiffs”), and Defendant Alvarado Concepts (“Defendant”), by and through their respective undersigned attorneys, file their Stipulation to Dismiss and state as follows:

1. Plaintiffs filed the instant lawsuit against Defendants alleging that they are entitled to overtime compensation from Defendants pursuant to the Fair Labor Standards Act, 29 U.S.C. § 201, *et seq.*, and the New Mexico Minimum Wage Act, N.M. Stat. Ann. §§ 50-4-19, *et seq.*

2. The Parties have reached a settlement agreement related to the allegations set forth by Plaintiffs in the instant lawsuit, as more specifically detailed in a settlement agreement and release.

3. As a condition of settlement, which the Court previously approved (Doc. 58), Plaintiffs have agreed to voluntarily dismiss the instant lawsuit and any and all claims against Defendants with prejudice.

6. Should Defendants fail to satisfy their payment obligations, Plaintiffs shall have the right to reopen the instant lawsuit and seek relief for the unsatisfied amount of Defendants' payment obligations.

7. Therefore, the Parties respectfully request that this Honorable Court enter an order that dismisses all of Plaintiffs' claims against Defendants with prejudice, and with each Party to bear their own costs and fees, except as otherwise stated in the settlement agreement.

WHEREFORE, the parties respectfully request that this Honorable Court dismiss the instant lawsuit "with prejudice," and any other relief that this Court deems just and appropriate.

Respectfully submitted,

/s/ Travis Gasper

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ATTORNEYS FOR PLAINTIFFS

CERTIFICATE OF SERVICE

I hereby certify that I electronically filed this document with the Clerk of the Court, using the electronic filing system of the Court, on the date shown through the ECF system, and service was made to all counsel of record using the ECF system.

/s/ Travis Gasper

TRAVIS GASPER